IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL(MISC.) APPLICATION NO.7267 OF 2005
IN
RESTORATION APPLICATION NO.7266 OF 2005
IN
CRIMINAL WRIT PETITION NO.1249 OF 2005

Sunil Kisan Wakode ...Petitioner
Vs.
The General Manager
State Bank of India & Ors. ...Respondents

Mr.P.S.Tiwari & Mr.K.M. Yadav for Petitioner
Ms. A.S. Pai A.P.P. for Respondents

CORAM: B.H.MARLAPALLE & ROSHAN DALVI, JJ.
DATED: 12TH JANUARY, 2006

P.C.

1. Criminal Writ Petition No.1249 of 2005 came to be dismissed in default on 4th July 2005 and therefore, Restoration Application No.7266 of 2005 has been filed but belatedly. Hence, this Application for condonation of delay. As per the Registry's note the delay caused is 84 days. The reasons for delay have been explained in para Nos.4,5 and 6 of the Application. We have also noted that the Petition was dismissed for default at the admission stage itself.

2. The delay caused in applying for restoration deserves to be condoned. Hence, the Application is allowed in terms of prayer clause (a).

(ROSHAN DALVI, J.) **(B.H.MARLAPALLE, J.)**